IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.238 OF 2004
IN
SECOND APPEAL NO.239 OF 2004

Office Notes, Office Memoranda of Coram, appearances, Court's Orders or directions and Registrar's Orders	Court's or Judge's Orders

Ms.Varsha Sawant h/f Ms.Gauri Godse for applicant

CORAM : P.V.KAKADE, J.
DATE : 12TH AUGUST, 2005

P.C.:

. Heard both sides. Perused the record.

. The Second Appeal No.239 of 2004 is already admitted. This application is made for appointment of Court Receiver to look after the suit property currently in the possession of the respondent on various grounds as noted in the application. The respondent has filed an affidavit in reply.

. Perusal of the record shows that both the courts below have held that the respondent is legal tenant in the suit premises of the appellant. In view of this position there is absolutely no case made out for appointment of the Court Receiver and subsequent direction to him for putting the applicant in suit premises. The application therefore, stands dismissed with no order as to costs.